

ASSIGNED

Nº 31755

AMENDED

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... MAY 19 1977

Returned to applicant for correction..... JUL 25 1977

Corrected application filed..... AUG 2 1977

Map filed..... AUG 2 1977 under 31324

The applicant..... Houston Oil and Minerals CorporationP.O. Box 538....., of Virginia City.....
Street and No. or P.O. Box No. City or TownNevada 89440....., hereby make s. application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

Houston, Texas; 19661. The source of the proposed appropriation is..... Underground (New York Shaft).....
Name of stream, lake or other source.2. The amount of water applied for is..... 1.0 cfs..... second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for mining, milling and domestic purposes.....
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: NW¼SW¼ of Section 5, T16N.R21E, MDB&M, or at a point from which the SW corner of said Section
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
5, bears S 19° 31' W, a distance of 2,705 feet.
it should be stated.6. Place of use..... Portions of the E¼NE¼ of Section 6, the W¼NW¼ and the NW¼
Describe by legal subdivision, if on unsurveyed land it should be so stated.SW¼ of Section 5, all in T16N, R21E, MDB&M, as shown on the
supporting map.7. Use will begin about January 1..... and end about December 31....., of each year.
Day and Month Day and Month8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... pump, motor, piping

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$500,000.....
10. Estimated time required to construct works.....3 years.....
11. Estimated time required to complete the application to beneficial use.....5 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
 Water will be piped to the place of use where it will be utilized in mining, milling, dust control, domestic, fire protection and related operations by the applicant. Water needs are estimated to be 200 gpm. The proposed plant would operate 24 hours per day, 7 days per week.

Applicant Houston Oil and Minerals Corp.

By s/ Bruce R. Scott
Bruce Scott, Vasey-Scott Eng.
2989 Highway 50 East
Carson City, Nevada 89701

Compared 1m/ga bl/dh

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 105.12 million gallons annually.

Actual construction work shall begin on or before July 16, 1978

Proof of commencement of work shall be filed before August 16, 1978

Work must be prosecuted with reasonable diligence and be completed on or before July 16, 1979

Proof of completion of work shall be filed before August 16, 1979

Application of water to beneficial use shall be made on or before July 16, 1982

Proof of the application of water to beneficial use shall be filed on or before August 16, 1982

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed JUN 28 1978
 Completion of work filed.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No..... Issued.....
 Recorded..... Bk..... Page.....

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 16th day of JANUARY,
78
 A.D. 19.....

County Recorder
SEP 4 1981
 WITHDRAWN BY APPLICANT
Rolland D. Westergard ENGINEER

State Engineer